

## **MINUTES**

### **MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON EDUCATION AND CULTURAL RESOURCES**

**Call to Order:** By **VICE CHAIRMAN BOB STORY, JR.**, on March 14, 2003 at 3:00 P.M., in Room 317-C Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. Bob Story Jr., Vice Chairman (R)  
Sen. Jerry Black (R)  
Sen. Edward Butcher (R)  
Sen. Mike Cooney (D)  
Sen. Royal Johnson (R)  
Sen. Don Ryan (D)  
Sen. Tom Zook (R)

**Members Excused:** Sen. Jim Elliott (D)  
Sen. Bill Glaser, Chairman (R)  
Sen. Jeff Mangan (D)

**Members Absent:** None.

**Staff Present:** Tari Elam, Committee Secretary  
Connie Erickson, Legislative Branch

**Please Note.** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing & Date Posted: HJR 10, 3/6/2003; HJR 5, 3/6/2003;  
HJR 8, 3/6/2003; HJR 11, 3/6/2003  
Executive Action: HJR 11; HJR 5; HJR 10

HEARING ON HJR 10

Sponsor: REPRESENTATIVE BOB LAWSON

Proponents: Bob Pyfer, Senior Vice President & General Counsel, Montana Credit Union Network  
Howard Austin, Business Development, Whitefish Credit Union, *in absentia*  
Kirk Scott, Vice President, Lending, Trico Educational Federal Credit Union  
Marsha Goetting, Montana State University, Extension Services  
Cort Jensen, Montana Office of Consumer Protection  
Bob Vogel, Director of Government Relations, Montana School Boards Association (MTSBA)

Opponents: NONE

Informational Witnesses: Rick Chiotti, Health Enhancement & Safety Education Division, Office of Public Instruction (OPI), on behalf of Linda McCulloch, State Superintendent

Opening Statement by Sponsor:

*{Tape: 1; Side: A; Approx. Time Counter: 0.2 - 2.3}*

REPRESENTATIVE BOB LAWSON, HD 80, brought forward a resolution urging the Board of Public Education to integrate the principles of basic personal finance into the content and performance standards established for public schools. **REP. LAWSON** read the Title of the bill, and briefly outlined its' contents.

Proponents' Testimony:

*{Tape: 1; Side: A; Approx. Time Counter: 2.5 - 16.5}*

Bob Pyfer, Senior Vice President & General Counsel, Montana Credit Union Network, explained the basic structure of credit unions. He stated consumer education in financial areas has always been a part of credit union philosophy, and many credit unions send representatives into local schools to teach basic consumer finance. He alluded to the dangers of being consumer illiterate, and believes no student should leave high school

without at least basic knowledge. He expressed appreciation to **REP. LAWSON** for bringing the resolution forward, and urged the Committee recommend Do Concur.

**Mr. Pyfer** also submitted testimony on behalf of **Howard Austin**.

**Howard Austin, Business Development, Whitefish Credit Union, in absentia**, submitted written testimony **EXHIBIT(eds54a01)**.

**Kirk Scott, Vice President, Lending, Trico Educational Federal Credit Union**, conveyed his organization's support for **HJ 10**. He stated in his twenty years experience there has been one constant: ignorance abounds. Generally, people are uninformed about financial matters and more information is needed at all ages. **Mr. Scott** indicated he began teaching informal classes on his own time in an attempt to address part of the concern, so this resolution spoke directly to him. **Mr. Scott** provided the Committee with a pamphlet from the National Endowment for Financial Education (**NEFE**) **EXHIBIT(eds54a02)**.

**Marsha Goetting, MSU**, submitted written testimony **EXHIBIT(eds54a03)**.

**Cort Jensen, Montana Office of Consumer Protection**, conveyed his agency's support for the resolution. He stated understanding financial matters in today's complicated world is very difficult; this difficulty is magnified when unscrupulous, fraudulent, and abusive lenders enter into the equation. So too, bad business practices and large numbers of credit cards. **Mr. Jensen** also outlined the long-term effects of decisions made with incomplete and/or inaccurate information. He urged the Committee recommend Do Concur.

**Bob Vogel, Director of Government Relations, MTSBA**, conveyed his organization's support for the resolution.

#### Informational Testimony:

*{Tape: 1; Side: A; Approx. Time Counter: 16.7 - 17.5}*

**Rick Chiotti, OPI, on behalf of Linda McCulloch, State Superintendent**, stated the resolution encourages the Board of Education to incorporate basic personal finance information into content and performance standards. It also encourages local school boards to implement these standards. He stated **Superintendent McCulloch** views the resolution as a proper method to seek action on the part of the Board of Public Education and local school boards. For this reason, she hopes the Committee

will support the resolution. **Mr. Ghiotti** also submitted an outline of his testimony **EXHIBIT**(eds54a04).

**Questions from Committee Members and Responses:**

***{Tape: 1; Side: A; Approx. Time Counter: 17.8 - 21.5}***

**SENATOR DON RYAN**, referring to institutions who make "title loans" and loans on post-dated checks, asked **Mr. Jensen** for his thoughts on the practice. **Mr. Jensen** replied, in the absence of a desperate need for money, he does not believe there is any reason for using this type of company.

**SEN. RYAN** asked **Ms. Goetting** if there is anything about the types of companies to which he previously referred in **NEFE's** information. **Ms. Goetting** replied in the affirmative.

**SENATOR ROYAL JOHNSON** asked if **OPI** and the Board of Public Education would be able to meet requests contained in the resolution within the constraints of their current budget. **Mr. Ghiotti** replied the resolution urges the Board to incorporate the information into standards, and this does not present a cost to schools.

**Closing by Sponsor:**

***{Tape: 1; Side: A; Approx. Time Counter: 21.6 - 22.6}***

**REP. LAWSON** expressed his appreciation to the parties who came forward in support of the resolution. He reiterated, the bill does not impose an unfunded mandate on schools. It does not mandate the implementation of new programs. He urged the Committee recommend Do Concur, and requested a member of the Committee be appointed to carry the resolution in the event of passage.

**HEARING ON HJR 5**

**Sponsor:** **REPRESENTATIVE DAVE LEWIS**

**Proponents:** **Mike Cooney, Senator, SD 26**  
**Christine Kaufmann, Representative, HD 53,**  
**Helena, in absentia**  
**Steve Hoyle, Dean, University of Montana**  
**School of Technology**  
**Cathy Burwell, President & CEO, Helena**  
**Chamber of Commerce**

**Opponents:** NONE

**Informational Witnesses:** NONE

**Opening Statement by Sponsor:**

***{Tape: 1; Side: A; Approx. Time Counter: 22.9 - 27}***

**REPRESENTATIVE DAVE LEWIS, HD 55, Helena,** brought forward a resolution urging Lewis & Clark County to work cooperatively with the Board of Regents to secure financing for a new building at the Helena College of Technology of the University of Montana by issuing bonds to finance the construction of the project and to enter into an agreement to lease the facility. He stated the resolution arose from numerous discussions held locally, wherein a need was identified and a solution sought. He explained, for a number of years, the city and county have taken turns issuing bonds in order to fill various needs, including buildings at Carroll College, the pre-release center, etceteras. This resolution will provide local officials with an nod of approval from the legislature indicating this is an acceptable option.

**REP. LEWIS** stated it is the County's turn to issue bonds, and there is a proposal which stipulates the bond measure will purchase a new building and the County will lease the building to the College of Technology. Upon retirement of the bonds, the building will transfer to the college. He emphasized this resolution is solely for the purpose of making the legislature aware; it does not seek any form of state funding.

**Proponents' Testimony:**

***{Tape: 1; Side: A; Approx. Time Counter: 27.3 - 31.3}***

***{Tape: 1; Side: B; Approx. Time Counter: 1.6 - 3.8}***

**Mike Cooney, Senator, SD 26, Helena,** conveyed his support for the resolution. He stated the need for a new building is definitive, and local representatives are seeking ways to address overcrowding and other issues. Additionally, the new building will stimulate the local economy in a positive manner.

**SENATOR COONEY** also conveyed the support of **REPRESENTATIVE CHRISTINE KAUFMANN**, who was unable to attend the meeting, and noted **REP. KAUFMANN** presently has a bill before the body which also addresses this issue.

**Christine Kaufmann, Representative, HD 53, Helena, in absentia,** conveyed support for the resolution.

**Steve Hoyle, CEO & Dean, University of Montana School of Technology**, conveyed the support of his institution. He stated the school is entirely out of room, and the state has reached its' limits with regard to finding solutions for stimulating the economy. He explained, currently in the United States, eighty percent (80%) of all jobs depend on a two-year community or technical college education; only twenty percent (20%) of jobs require a baccalaureate degree. The state currently funds the school at \$2.3 million and realizes an \$11 million return; a four-to-one investment. He indicated ninety-two percent (92%) of graduates stay in Montana after graduation, and ninety-seven percent (97%) of graduates either enter the workforce directly or continue on to attain additional education. **Mr. Hoyle** requested, in order to maintain present levels of success, the Committee support the resolution.

**Cathy Burwell, President & CEO, Helena Chamber of Commerce**, conveyed her organization's support for the resolution, and appreciation to **REP. LEWIS** for bring the resolution forward. She stated the University of Montana is one of the greatest assets in the city, with students and faculty contributing over \$11 million to the local economy each year. Her organization would like to see this opportunity grow, but, in order to allow for growth, the facility needs to be enlarged. She explained, at the present time, students are facing various challenges simply trying to get from one class to another because classes are held in various locations throughout the city. She urged the Committee support the resolution.

**Questions from Committee Members and Responses:**

***{Tape: 1; Side: B; Approx. Time Counter: 4 - 9.2}***

**SENATOR ROYAL JOHNSON** inquired about the approximate value of the project. **REP. LEWIS** replied, to the best of his knowledge, approximately \$5.5 - \$6 million, then deferred to **Mr. Hoyle**. **Mr. Hoyle** stated the legislature approved \$365,000 to study the project two years ago; of which, \$200,000 was rescinded. The school has spent \$93,000 over the past two years and approximately \$60,000 is remaining in the study fund. The study provided the school with a vast amount of information not formerly considered, including a revamping of the original project entirely in order to make it more cost effective.

**SEN. JOHNSON**, referring to the \$15.2 million alluded to by **Mr. Hoyle**, indicated the bonded indebtedness will be approximately \$2.7 million per year, amortized for the life of the bonds. He asked **REP. LEWIS** from where the money will come. **REP. LEWIS** replied the project realizes the legislature will not authorize

\$13 million of bonds. The project has proposed the sale of existing buildings at an approximate net of \$6.5 million, therefore, the bond measure will only need to be approximately \$7 million. **REP. LEWIS** briefly discussed the efforts currently underway, by various individuals, toward achieving the goal.

**Closing by Sponsor:**

***{Tape: 1; Side: B; Approx. Time Counter: 9.3 - 11}***

**REP. LEWIS** emphasized the sole purpose for the resolution is to provide the school with an opportunity to address a real problem; and, reiterated there is no demand placed upon state resources. He requested the Committee support the resolution.

**HEARING ON HJR 8**

**Sponsor:** REPRESENTATIVE CAROL JUNEAU

**Proponents:** Frank Smith, Representative, HD 80  
Norma Bixby, Representative, HD 5  
Betty Whiting, Montana Association of Churches  
Bob Vogel, Director of Government Relations, Montana School Boards Association (MTSBA)  
Lynda Brannon, Indian Impact Schools of Montana  
Jay St. Goddard, Chairman, Blackfeet Tribal Business Council, *in absentia*  
Geri Small, President, Northern Cheyenne Tribe, *in absentia*  
Eve Malo, Professor Emeriti, University of Montana, Western, *in absentia*  
Arlyn Headdress, Chairman, Fort Peck Tribes, Assiniboine & Sioux, *in absentia*

**Opponents:** NONE

**Informational Witnesses:** Ryan Smart, Program Specialist, Prevention Resource Center, Department of Public Health & Human Services (DPHHS)  
Rick Chiotti, Health Enhancement & Safety Education Division, OPI, on behalf of Linda McCulloch, State Superintendent

**Lori Falcon, Indian Education  
Specialist, Office of Public Instruction**

**Opening Statement by Sponsor:**

***{Tape: 1; Side: B; Approx. Time Counter: 12 - 20.8}***

**REPRESENTATIVE CAROL JUNEAU, HD 85, Glacier County**, brought forward a resolution requesting the State-Tribal Relations Committee to gather information relating to the dropout rates, graduation rates, and at-risk factors among American Indian students in Montana's public schools and to develop a strategic state plan to reduce the dropout rate among all students. She outlined various facets of the study, including, academic grades, pregnancy, drugs and alcohol, etceteras. She foresees the study will hold hearings throughout the state to seek recommendations for solutions to the issue. She noted the issue is not isolated to reservations, but is a problem statewide. **REP. JUNEAU** explained the Office of Public Instruction (**OPI**) currently has a grant to study six schools in the state with the highest dropout rates; the majority of these schools are on reservations. She believes this study will add strength to **OPI's** work, and will help to facilitate efforts by the State-Tribal Affairs Committee. **REP. JUNEAU** outlined the various statistics which suggest a study such as this is necessary. Her testimony relied upon information she compiled and provided to the Committee **EXHIBIT (eds54a05)**.

**REP. JUNEAU** also provided the Committee with letters in support from **Jay St. Goddard, Geri Small, Eve Malo, and Arlyn Headdress**.

**Proponents' Testimony:**

***{Tape: 1; Side: B; Approx. Time Counter: 21 - 27.2}***

**Frank Smith, Representative, HD 80**, conveyed his support for the resolution. He explained his daughter works for an organization which is acutely aware of student dropout rates, and she is deeply concerned by the numbers; as is **REP. SMITH**. He believes this problem will only become worse until we begin to address the underlying causes.

**Norma Bixby, Representative, HD 5**, conveyed her support for **HJR 8**. She stated there are two Indian reservations in her district: the Northern Cheyenne and Crow reservations. She believes the study will bring attention to the dropout rate in Montana and will provide an opportunity for schools, parents, and communities to address the issue. She stated children are dropping out as



early as fourth grade, and she does not believe the trend can continue without irreparable harm being done. The study will provide answers necessary to formulate a viable solution. She urged the Committee recommend Do Concur.

**Betty Whiting, Montana Association of Churches**, conveyed her organization's support for the resolution. She stated her organization believes every child is precious and has a right to an education. An education, which promotes individual culture and entitles them on the basis of equal opportunity to develop their individual abilities and judgment, as well as, a sense of moral and social responsibility. She stated the best interests of the child will provide guidance for the study team. Her organization is also concerned with poverty rates in Montana, and how poverty influences the choices made by children. She urged the Committee support the resolution.

**Bob Vogel, Director of Government Relations, MTSBA**, conveyed his organization's support for the resolution. He noted one underlying facet of federal requirements contained in the "No Child Left Behind Act," is that children remain in school. He said statistics make it clear to anyone concerned, there is a problem that needs addressing. He encouraged the Committee Do Concur with **HJR 8**.

**Lynda Brannon, Indian Impact Schools of Montana**, stated her organization fully supports the resolution, and appreciates **REP. JUNEAU** for bringing the matter to the forefront. She also conveyed her organization is prepared to provide any assistance necessary.

**Jay St. Goddard, Chairman, Blackfeet Tribal Business Council, in absentia**, submitted written testimony **EXHIBIT(eds54a06)**.

**Geri Small, President, Northern Cheyenne Tribe, in absentia**, submitted written testimony **EXHIBIT(eds54a07)**.

**Eve Malo, Professor Emeriti, University of Montana, Western, in absentia**, submitted written testimony **EXHIBIT(eds54a08)**.

**Arlyn Headdress, Chairman, Fort Peck Tribes, Assiniboine & Sioux, in absentia**, **EXHIBIT(eds54a09)**.

**Informational Testimony:**

**{Tape: 1; Side: B; Approx. Time Counter: 27.5 - 31.6}**

**{Tape: 2; Side: A; Approx. Time Counter: 0.2 - 3.3}**

**Ryan Smart, Program Specialist, Prevention Resource Center, DPHHS**, submitted written testimony **EXHIBIT(eds54a10)**.

**Rick Chiotti, Health Enhancement & Safety Education Division, OPI, on behalf of Linda McCulloch, State Superintendent**, submitted written testimony **EXHIBIT(eds54a11)**.

**Questions from Committee Members and Responses:**

***{Tape: 2; Side: A; Approx. Time Counter: 3.5 - 21.2}***

**SENATOR MIKE COONEY** asked **REP. JUNEAU** to explain the status of the State-Tribal Affairs Committee. **REP. JUNEAU** replied the committee is an interim committee which has been in existence for approximately fifteen years. **SEN. COONEY**, noting the expansive nature of the resolution and the fiscal note's indication of zero impact, inquired how the study will be funded. **REP. JUNEAU** deferred to **Connie Erickson, LSD**, who served as a representative of the committee for fifteen years.

**SEN. COONEY** redirected his question to **Ms. Erickson**. **Ms. Erickson** explained each interim committee has a budget of approximately \$20,000 which is used to conduct the business of the committee. If this resolution were passed, and assigned to the State-Tribal Relations Committee, the study would be done within the parameters of their budget.

**SENATOR EDWARD BUTCHER**, referring to the tremendous amount of data already in existence on these issues, asked what purpose an additional interim committee will serve. **REP. JUNEAU**, referring to terminology contained in the resolution which alludes to existing data, stated the purpose of the public hearings is to seek specific local recommendations. Further, the resolution requests the State-Tribal Affairs Committee to produce a research-based, strategic plan to break the cycle of adverse factors contributing to this problem. **SEN. BUTCHER**, stating once the problems have been identified they will have to be addressed at the local level, asked **REP. JUNEAU** what she thought the legislature could do to solve local problems. **REP. JUNEAU** replied she believes the study provides an opportunity for state leadership to evaluate the issue as a body. The intent of the study is to have state leaders pose questions regarding what they believe can be done. She stated she did not agree with **SEN. BUTCHER** regarding the problem being local, she believes it is a state problem.

**SENATOR TOM ZOOK**, noting the presence of many young American Indian students in the audience, asked whether a group such as the one present might not provide the best answers for why students are dropping out of high school. **REP. JUNEAU**, noting the students represented a group of graduating seniors, stated she would anticipate participation by students at public hearings. She believes the number one factor in a successful child's life is having someone who cared about them.

**VICE CHAIRMAN BOB STORY**, referring to **REP. JUNEAU's** chart on dropout rates, stated it seems as though the entire state has a dropout problem. He noted dropout rates seem to be stabilizing in the American Indian population, while increasing amongst white students. **REP. JUNEAU** replied **SEN. STORY's** assertion was correct, however, statistics covering the past ten years show dropout rates are actually increasing for all groups.

**SENATOR DON RYAN** asked **REP. JUNEAU** to explain the information she provided regarding dropout rates for children in special education (see, EXHIBIT 5). **REP. JUNEAU** deferred to **Lori Falcon, Indian Education Specialist, OPI**.

**SEN. RYAN**, referring to page two of the handout, asked if the dropout rates were based upon a four-year period, or upon children with disabilities for a particular year. **Ms. Falcon** replied the number appears to be based upon a four-year period. She stated the statistic her agency finds to be most alarming is that thirty percent (30%) of special education children who dropout are American Indian students. **SEN. RYAN** asked if all students included in the data have IEPs. **Ms. Falcon** replied in the affirmative. **SEN. RYAN** inquired whether age is a factor in the statistics. **Ms. Falcon** stated, it is her understanding, students between the ages of fourteen and twenty-two were used in the study.

**Closing by Sponsor:**

***{Tape: 2; Side: A; Approx. Time Counter: 21.3 - 22.9}***

**REP. JUNEAU**, referring to the "blue sheet" contained in EXHIBIT 5, stated there are 4,202 dots on the reverse side of the sheet. If you fold the paper in exactly half, you have a visual aid in understanding the loss. She expressed her appreciation to the Committee and to those who appeared to testify in support.

**Sponsor:** REPRESENTATIVE FRANK SMITH

**Proponents:** Lynda Brannon, Indian Impact Schools of Montana

**Opponents:** NONE

**Informational Witnesses:** Rick Chiotti, Health Enhancement & Safety Education Division, OPI, on behalf of Linda McCulloch, State Superintendent

**Opening Statement by Sponsor:**

*{Tape: 2; Side: A; Approx. Time Counter: 23.2 - 25}*

REPRESENTATIVE FRANK SMITH, HD 98, Poplar, brought forward a resolution requesting Governor Judy Martz to write a letter to the Montana congressional delegation urging support for a federal increase in impact aid funding. **REP. SMITH** stated the resolution is very simple, and arises from the reality that demand for impact aid greatly exceeds supply. He believes the increase is necessary to ensure adequate funding for education.

**Proponents' Testimony:**

*{Tape: 2; Side: A; Approx. Time Counter: 25.2 - 26.9}*

Lynda Brannon, Indian Impact Schools of Montana, explained impact aid comes to Montana districts because of federal lands lying within the district. In Montana, the greater part of the federal land is Indian Trust Land, federal military land, or National Parks land. The districts with federal land within their boundaries have less opportunity to leverage taxes than other districts, thus, federal impact aid money is very important. She stated the resolution encourages members of the congressional delegation to seek a higher level of impact aid for schools. **Ms. Brannon** expressed her appreciation to the Committee.

**Informational Testimony:**

*{Tape: 2; Side: A; Approx. Time Counter: 27.3 - 28.2}*

Rick Chiotti, Health Enhancement & Safety Education Division, OPI, on behalf of Linda McCulloch, State Superintendent, submitted written testimony **EXHIBIT**(eds54a12).

**Questions from Committee Members and Responses:**

*{Tape: 2; Side: A; Approx. Time Counter: 28.4 - 29.8}*

**SEN. RYAN** asked why the Governor, rather than the legislature, is being requested to write the letter. **REP. SMITH** replied, due to the need for approval from the Governor, he thought it best the letter originate from her office.

**VICE CHAIRMAN STORY** asked when the five percent (5%) increase by the House of Representatives was approved. **REP. SMITH** replied in January, before Montana's legislative session began.

**Closing by Sponsor:**

*{Tape: 2; Side: A; Approx. Time Counter: 29.9 - 31}*

**REP. SMITH** indicated this issue was brought to his attention by a school in his district with only two taxpayers. The federal impact aid is their only means of surviving. He urged the Committee recommend Do Concur.

**EXECUTIVE ACTION ON HJR 11**

*{Tape: 2; Side: B; Approx. Time Counter: 1.8 - 2.7}*

**Motion/Vote:** **SEN. BUTCHER** moved that HJR 11 BE CONCURRED IN. Motion carried 7-0; with **MANGAN** voting AYE via proxy, and **SENS. ELLIOTT, GLASER, and ZOOK** EXCUSED. **SENATOR JERRY BLACK** TO CARRY.

**EXECUTIVE ACTION ON HJR 5**

*{Tape: 2; Side: B; Approx. Time Counter: 2.9 - 3.2}*

**Motion/Vote:** **SEN. BUTCHER** moved that HJR 5 BE CONCURRED IN. Motion carried 6-1 with **JOHNSON** voting NO, **MANGAN** voting AYE via proxy, and **SENS. ELLIOTT, GLASER, and ZOOK** EXCUSED. **SENATOR MIKE COONEY** TO CARRY.

**EXECUTIVE ACTION ON HJR 8**

*{Tape: 2; Side: B; Approx. Time Counter: 3.5 - 10}*

**Motion:** SEN. COONEY moved that HJR 8 BE CONCURRED IN.

**Discussion:**

SEN. BUTCHER indicated interim committees spend time and money. He does not understand why another committee needs to be created for this issue.

SEN. COONEY, noting SEN. BUTCHER conveyed some very legitimate concerns, stated his understanding is the Committee's recommendation places this request on a list with all other interim study requests. By placing this on the list, everyone with interest will have an opportunity to address concerns and vote on the selections.

SEN. RYAN asked Ms. Erickson if SEN. COONEY's assertion were correct in this instance. Ms. Erickson replied in the affirmative, noting all interim study suggestions will be sent to the legislature to vote on and rank according to importance. Once the votes are returned, her office will evaluate rankings, discuss allocation of time and so forth, then make a determination. She also stated, in the event no other study is assigned to the State-Tribal Relations Committee, the committee may decide to complete the study on their own.

SEN. JOHNSON asked about the resolution's specific assignment to the State-Tribal Relations Committee. Ms. Erickson replied the inclusion of assignment in the resolution is ordinarily not done.

Due to concerns regarding language contained within the Title Section of the resolution, **SEN. COONEY WITHDREW HIS MOTION THAT HJR 8 BE CONCURRED IN.** He suggested further consideration be done when Ms. Erickson provides an answer regarding how the resolution's request will proceed.

**EXECUTIVE ACTION ON HJR 10**

*{Tape: 2; Side: B; Approx. Time Counter: 10.8 - 12}*

**Motion:** SEN. RYAN moved that HJR 10 BE CONCURRED IN.

**Discussion:**

SEN. ZOOK inquired about a resolution passed by the Committee the previous week, and its' similarity to this bill.

A brief discussion occurred regarding perceived duplication of legislation.

**SEN. RYAN** noted the resolution is very important, however, given his experience the resolution may result in additional criteria being imposed. Under present financial constraints, it may well be ignored.

**Substitute Motion/Vote:** **SEN. ZOOK** made a substitute motion that **HJR 10 BE INDEFINITELY POSTPONED**. Substitute motion failed 4-4 with **SENS. BLACK, COONEY, MANGAN**, via proxy, and **RYAN** voting NO.

**ADJOURNMENT**

Adjournment: 5:30 P.M.

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SEN. BOB STORY, JR., Vice Chairman

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TARI ELAM, Secretary

BG/TE

**EXHIBIT (eds54aad)**